

expedient for the proper road construction, repair and maintenance, such as superintendent of road construction and repair, superintendent of convict force engaged in road work, to employ a competent and experienced engineer at so much per year or by the job, and to fix the compensation of and prescribe the forms and amounts of bonds which shall be given by such appointees for the faithful performance of their duties; to prescribe the powers and duties of such appointees, and to authorize them to employ, subject to the approval of the board, such subordinates or employees as may be needed. The highway commission shall have power, for causes which it deems good and for which it shall be the sole judge, to discharge any appointee or employee at any time. The board may incur such expense as it deems needful in the examination of road work in other counties or to secure proper instruction in road work, or for such other necessary purposes incidentive to road work.

Compensation.

Bonds.

Powers and duties of appointees.

Discharge of employees.

Expense.

SEC. 10. The permanent roads to be built or improved by the highway commission shall from time to time be determined upon and designated by the highway commission, taking into the consideration the needs of the whole county and every part thereof, opening and improving those roads which in its opinion will be of benefit to the greatest possible number of people of the county, and treating every section of the county with equal justice.

Determination of roads to be built.

SEC. 11. For the purpose of constructing, improving or repairing public roads the superintendent of road work or other person engaged in or connected with the road work, after first consulting the owner or his agent, shall have authority to enter upon any land, to cut or carry away any timber except trees left for ornament or shade; to dig or cause to be dug or carried away any gravel, earth or sand which may be necessary to construct, improve or repair said roads, and enter upon any land adjoining or lying near the roads; to make such drains or ditches through the same as may be necessary for the benefit of the roads, doing as little injury to the land as possible; and any person wilfully obstructing such drains or ditches shall be guilty of a misdemeanor, and on conviction thereof shall be fined not less than five dollars for each day the obstruction remains. Any landlord considering himself damaged by reason of acts authorized in this section, may within sixty days from the commission of the acts complained of, present his claim to the highway commission, who shall pass thereon within twenty days thereafter, and the owner may, within ten days from the notice of the decision, appeal to the Superior Court. If the owner shall not recover a greater amount than that offered in the decision of the board, shall be taxed with all costs of the appeal.

Road material may be taken.

Drains.

Obstruction of drains misdemeanor. Penalty.

Damages.

Claims.

Right of appeal.